

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

MIDWEST PENSION FUND AND
METAL PROCESSORS' UNION,
LOCAL 16,

Plaintiffs,

VS.

THE FINISHING COMPANY and
J.W. CARLSON d/b/a
THE FINISHING COMPANY,

Defendants.

Case No. 10 CV 01287

Judge James B. Zagel

AGREED MOTION FOR ENTRY OF CONSENT JUDGMENT

Plaintiffs, Midwest Pension Fund and Metal Processors Union, Local 16, and Defendants
The Finishing Company and J.W. Carlson d/b/a The Finishing Company, by their respective
counsel, hereby move the Court for the entry of a consent judgment, and in support thereof,
Plaintiffs and Defendants state as follows:

1. On October 26, 2010, Plaintiffs, Midwest Pension Fund and Metal Processors Union, Local 16 filed their First Amended Complaint against the Defendants, The Finishing Company and J.W. Carlson d/b/a The Finishing Company. In Count I of the Amended Complaint, the Midwest Pension Fund sought payment of delinquent contributions and other relief against all Defendants. In Count II of the Amended Complaint, Metal Processors Union, Local 16 sought payment of unpaid union dues and other relief against all Defendants. In Count III of the Amended Complaint, Metal Processors Union, Local 16 sought an order enforcing an arbitration award and payment of a holiday appreciation bonus to the employees it represents and other relief against all

Defendants. In Count IV of the Amended Complaint, Metal Processors Union, Local 16 sought an order enforcing the collective bargaining agreement and payment of a wage increase to the employees it represents and other relief against the Defendant The Finishing Company.

2. The Court has subject matter jurisdiction over this action pursuant to §502 of the Employee Retirement Income Security Act, 29 U.S.C. §1132 and §301 of the Labor-Management Relations Act, 29 U.S.C. §301.

3. The Plaintiffs and Defendants have agreed to resolve this matter through the entry of a Consent Judgment, a copy of which is attached hereto and incorporated herein.

WHEREFORE, the parties pray for the entry of the consent judgment order.

For the Plaintiffs

For the Defendants

s/ John F. Ward
John F. Ward

s/ Ronald J. Broida
Ronald J. Broida

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